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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

I, Charles Sullivan, a Special Agent of the Federal Bureau of Investigation, United States Department of Justice, hereinafter referred to as Affiant, being duly sworn under oath, hereby deposes and states as follows:

INTRODUCTION

1. Affiant is an investigative or law enforcement officer of the United States of America within the meaning of Title 18 U.S.C. § 2510(7) and Federal Rule of Criminal Procedure 41(a)(2)(C), as a Special Agent (SA) of the Federal Bureau of Investigation (FBI). Affiant is empowered to conduct investigations of and to make arrests for offenses enumerated in Title 18 U.S.C. § 2516.

2. Affiant has been employed as a Special Agent of the FBI since February of 1998 and has been assigned to the investigation of violent crime matters in the Cleveland Division, Painesville Resident Agency, for approximately the past seven years. Affiant has been charged with the investigation of Federal crimes involving bank robberies, drugs, weapons violations, interstate transportation of stolen property, crimes against children and other general criminal offenses in the Northern District of Ohio. At all times during the investigation described in this Affidavit, Affiant has acted in an official capacity as a Special Agent of the FBI.

1 3. Affiant has participated in all of the usual methods
2 of investigation, including, but not limited to, physical
3 surveillance, the questioning of witnesses, and the analysis of
4 evidence. Affiant has written and/or executed search warrants
5 resulting in the seizure of illegal weapons, drugs, stolen
6 property and child pornography. Affiant has also supervised the
7 activities of Confidential Human Sources (CHS).

8 4. This affidavit is being submitted in support of an
9 arrest warrant for Ernest F. McClain for one count of
10 transportation of minors in violation of Title 18, U.S.C.,
11 § 2423(a).

12 5. The statements contained in this affidavit are based
13 in part on information developed by other Special Agents of the
14 FBI, Officers from the Mentor Police Department and Officers
15 from the Wickliffe Police Department, who have participated in
16 the investigation of sex trafficking of a child. Unless
17 otherwise noted, whenever in this Affidavit your Affiant asserts
18 that a statement was made, the information was provided by
19 another law enforcement officer or an investigator (who may have
20 had either direct or hearsay knowledge of the statement) to whom
21 your Affiant has spoken or whose report your Affiant has read
22 and reviewed. Likewise, any information pertaining to vehicles
23 and registrations, personal data on subjects, and record checks,
24 has been obtained through the Law Enforcement Automated Data
25 System (LEADS), various state driver's license motor vehicle
26 records, online database searches or the National Crime
27 Information Center (NCIC) computers, and various open source
28 databases such as LexisNexis.

1 6. Since the Affidavit is being submitted for the limited
2 purpose of supporting the application in this matter, Affiant
3 has not included each and every fact known to him concerning
4 this investigation. Affiant has set forth only the facts that
5 he believes are necessary to establish the probable cause for
6 the issuance of the arrest warrant sought.

7
8 FACTS AND CIRCUMSTANCES REGARDING PROBABLE CAUSE

9 7. On May 25, 2011, officers from the Mentor Police
10 Department were dispatched to the America's Best Value Inn, 8370
11 Broadmoor Road, Mentor, Ohio 44060, regarding a theft complaint.
12 Upon arriving at this location officers interviewed the
13 complainant, Paige McLeod, a 27 year old female, and discovered
14 that she had been conducting prostitution activities in a room
15 at this motel. Officers interviewed McLeod who advised them
16 that she had fallen upon hard times and was in need of money to
17 support herself and her children. McLeod stated that she
18 discussed her personal problems with two acquaintances, Ernest
19 F. McClain, aka "Tubbs", and his girlfriend, Chardee D.
20 Barfield, whom suggested to her that she begin prostituting
21 herself with them. McLeod advised officers that "Tubbs" and
22 Barfield "pimp" several girls, some of whom McLeod believed were
23 less than 18 years of age. McLeod advised the officers that her
24 clients, as well as other clients whom engaged in prostitution
25 with other girls whom worked for "Tubbs", contacted the girls
26 directly via an Internet web site. The girls then contacted
27 "Tubbs" or Barfield who would rent a hotel room for them to
28 utilize for prostitution purposes. "Tubbs" or Barfield would
29 then provide the hotel information (i.e. name of hotel, address,

1 room number) to the girls who would then provide this
2 information to the client in order to arrange a meeting.
3 "Tubbs" and/or Barfield would then drop off the girls at the
4 hotel and depart the area. After the girls engage in sexual
5 conduct with the client and collected their money, they would
6 contact "Tubbs" and/or Barfield who would return to the hotel to
7 collect their share of the money. McLeod stated that "Tubbs" is
8 extremely violent and will beat the girls who prostitute for him
9 to ensure they will keep working as prostitutes for him. McLeod
10 also stated that Barfield assists "Tubbs" with running the
11 prostitution operation and she occasionally prostitutes herself
12 as well. McLeod stated that "Tubbs" drives the girls to various
13 hotels in his green colored Mercury Mountaineer.

14 8. On December 5, 2011, CW#1, who was a 15 year old
15 female, was dropped off at the West Haven Youth Shelter in
16 Cleveland, Ohio. CW#1 advised the intake personnel at the
17 shelter that she was a missing juvenile from Columbus, Ohio.
18 CW#1 was subsequently interviewed by law enforcement officers
19 and stated that in August of 2011 she met an individual from the
20 Columbus, Ohio area by the name of "RICO". CW#1 originally met
21 this individual over an internet chat line called "Urban Chat".
22 After talking to "Rico" for several days she ran away from home
23 in order to meet "Rico" in person. Shortly after meeting "RICO"
24 he forced her to prostitute herself out of hotels in the
25 Columbus, Ohio area. On a day in late September or early
26 October 2011, while prostituting at the hotel, CW#1 was unable
27 to find "RICO". CW#1 was informed by other girls at the hotel
28 that "RICO" had been arrested for an unknown reason. While
29 walking around the hotel CW#1 was approached by an individual

1 who called himself "Tubbs". CW#1 described "Tubbs" as a black
2 male in his 30's. "Tubbs" asked her if she had been
3 prostituting out of the hotel and she responded by telling him
4 that she had been. "Tubbs" advised her that she could earn a
5 lot more money prostituting herself in Cleveland, Ohio and he
6 agreed to buy her a bus ticket so that she could travel from
7 Columbus, Ohio to Cleveland, Ohio. A few of days later "Tubbs"
8 provided CW#1 with a bus ticket, which she accepted, and rode a
9 Greyhound bus from Columbus, Ohio to Cleveland, Ohio.

10 9. Upon arriving in Cleveland, Ohio CW#1 met with
11 "Tubbs" who introduced her to his girlfriend, "Chardee"
12 (Barfield). CW#1 stated that Barfield was also known as
13 "Tubbs'" "bottom" which she defined as a female prostitute who
14 was responsible for all the scheduling of the prostitutes and
15 clients as well as the person whom collected the money for the
16 pimp, "Tubbs". "Tubbs" originally promised CW#1 that for her
17 acts of prostitution she would be able to keep 50% of all the
18 money she earned, the other 50% being provided to "Tubbs". CW#1
19 stated that almost immediately after arriving in Cleveland,
20 Ohio, "Tubbs" was prostituting her.

21 10. CW#1 advised that "Tubbs" would take digital
22 photographs of her and post them on several web pages, including
23 www.backpage.com, as an advertisement for CW#1 being available
24 to meet clients to engage in prostitution. In these
25 advertisements CW#1 would be forced to wear lingerie and would
26 be prostituted under an alias name. In addition to CW#1,
27 "Tubbs" was also prostituting other females. Some of the other
28 girls whom were prostituted by "Tubbs" were Chardee, "Tubbs'"
29 girlfriend, who was also known by the alias names of "Erica" or

1 "Seduction" and Brittany White, who was also known by an alias
2 on the Internet. While posting these advertisements CW#1
3 recalled the contact number used was 216-848-xxxx which she
4 believed was the cellular telephone number associated with
5 Barfield.

6 11. Over approximately a 30 day period CW#1 was forced to
7 prostitute, on average, 10 times per day. CW#1 estimated that
8 "Tubbs" and Barfield forced her to engage in prostitution with
9 over 200 males. The majority of the prostitution that CW#1 was
10 forced to do occurred at different hotels that "Tubbs" and
11 Barfield had rented. At times the hotel rooms were put in some
12 of the girls' names, but never in CW#1's name because she was
13 not old enough to rent a room. On occasion "Tubbs" and/or
14 Barfield would drive CW#1 to clients' homes in order to engage
15 in sex with them. CW#1 was not certain where she was every
16 night but stated she was forced to prostitute east, west, and
17 south of Cleveland, Ohio. On several occasions CW#1 had
18 observed "Tubbs" being physically abusive towards Barfield.
19 CW#1 was in constant fear of her safety and was forced to
20 perform sex acts with "Tubbs" and Barfield. CW#1 stated that
21 Barfield was enrolled at the Cleveland State University in the
22 Criminal Justice program and would go to class on Tuesday and
23 Thursday evenings. On those evenings Tubbs would force CW#1 to
24 have sex with him. On several occasions he would tell her the
25 sex act he wanted her to perform and she would perform it out of
26 fear. On other occasions "Tubbs" would force her to submit to
27 anal sex.

28 12. CW#1 believed that her photographs were maintained on
29 several cellular telephones that "Tubbs" and Barfield had taken

1 pictures of her with. In addition, "Tubbs" and Barfield
2 utilized three laptop computers which also stored her digital
3 photographs and were utilized to create the internet
4 advertisements they would use to prostitute her.

5 13. CW#1 stated that the rate all the girls charged their
6 clients was \$100 for a half hour of sexual interaction with them
7 or \$180 for an hour of sexual interaction with them.

8 Occasionally, "Tubbs" would run \$50 or \$60 specials. CW#1
9 recalled on several nights after being forced to have sex with 5
10 or 6 individuals the only thing she requested was a bath.

11 "Tubbs" and Barfield advised her that she could not take a bath
12 and provided her with a Summer Eve wipe or a douche and told her
13 to get back to work.

14 14. During the interview of CW#1 she was asked to review
15 several photographs and Internet advertisements. CW#1
16 positively identified herself as the individual in several of
17 the photographs and was also able to positively identify
18 McClain, aka "Tubbs", and Barfield from these photographs.

19 15. On 01/04/2012 CW#1 was interviewed again by law
20 enforcement officers and advised that during December 2011, she,
21 "Tubbs", Barfield and Brittany White (another prostitute whom
22 worked for "Tubbs") all traveled together from Cuyahoga County
23 Ohio to Pittsburgh, Pennsylvania in order to engage in
24 prostitution. They all resided in Pittsburgh, Pennsylvania for
25 a few days and CW#1 engaged in prostitution with approximately
26 10 clients while in Pittsburgh, Pennsylvania.

27 16. On January 3, 2012, Brittany White, a 21 year old
28 female, was interviewed by law enforcement officers and advised
29 that during August 2011 White initially met and befriended

1 Chardee Barfield. As the two became acquainted with each other
2 Barfield advised White that she was a student at Cleveland State
3 University (C.S.U.), studying Psychology, and also worked as a
4 prostitute for her boyfriend, Ernest McClain aka "Tubbs".
5 Barfield explained to White that she could also work for "Tubbs"
6 and she would be expected to evenly split (50%/50%) all of her
7 earnings with "Tubbs".

8 17. White stated that Barfield took digital photographs
9 of her (White) with Barfield's cellular telephone. Barfield
10 would then download these images from her (Barfield) cellular
11 telephone to a laptop computer in order to edit or "crop" the
12 images. White stated that Barfield would then upload the
13 digital photographs to the internet onto the web site
14 www.backpage.com.

15 18. White stated that these photographs were uploaded to
16 the Internet in order for White to advertise herself as a
17 prostitute. White stated that in order to upload these images
18 to the Internet, Barfield gained connectivity to the Internet
19 via "free wi-fi" which was provided to occupants of various
20 hotels which "Tubbs" or Barfield had rented rooms at.

21 19. During September 2011 White originally met CW#1 at
22 the Ramada hotel in Wickliffe, Ohio. White stated that "Tubbs"
23 brought CW#1 to her hotel room and introduced her as another
24 person whom would be prostituting for him.

25 20. White stated that CW#1 utilized an alias name on the
26 web site www.Facebook.com in order to advertise herself as a
27 prostitute. White also stated that CW#1 was usually with
28 "Tubbs" and/or Barfield, having no other way to travel from one
29 place to another and having no way to sustain herself without

1 assistance from them. White stated that Barfield does not have
2 a driver's license and she and CW#1 are driven from place to
3 place by "Tubbs".

4 21. White stated that the hotel rooms where they
5 prostituted themselves were usually paid for by "Tubbs" or
6 Barfield. White stated that after the room was rented "Tubbs"
7 or Barfield would provide her with the room number and a room
8 key so that she could use the room for prostitution purposes.

9 22. White stated that during the time period between
10 Christmas and New Year's 2011, she, "Tubbs", Barfield, and CW#1
11 traveled from the Cleveland, Ohio area to the Pittsburgh,
12 Pennsylvania area in order to engage in prostitution. White
13 stated that while they were in Pittsburgh, Pennsylvania they
14 stayed at the "Days Inn" hotel in a room which had been rented
15 by "Tubbs" or Barfield. White stated that they had all decided
16 to travel from Cleveland, Ohio to Pittsburgh, Pennsylvania
17 because they were not earning much money in Ohio prostituting
18 themselves so they thought they may be able to earn more money
19 prostituting themselves in Pennsylvania. White stated that they
20 all traveled from the Cleveland, Ohio area to the Pittsburgh,
21 Pennsylvania area together in "Tubbs'" vehicle (a green colored
22 Mercury Mountaineer). White stated that "Tubbs" drove the
23 vehicle, Barfield traveled in the front passenger seat while she
24 and CW#1 traveled in the back seat. White stated that she,
25 "Tubbs", Barfield and CW#1 stayed at a "Super 8" motel in
26 Pittsburgh, Pennsylvania. When they arrived in the Pittsburgh,
27 Pennsylvania area they all got into an argument with each other
28 so they only stayed in the Pittsburgh, Pennsylvania area for one
29 night.

1 23. White stated that while they were in the Pittsburgh,
2 Pennsylvania area Barfield re-posted her own, along with White's
3 and CW#1's advertisements on the Internet indicating that they
4 were now prostituting themselves in the Pittsburgh, Pennsylvania
5 area. (Note: On 12/27/2011 CW#1's posting on the web site
6 www.localescortpages.com indicated that CW#1 was prostituting
7 herself in the Pittsburgh, Pennsylvania area. This posting was
8 created via Barfield's cellular telephone) White stated that
9 while they were all in the Pittsburgh, Pennsylvania area she met
10 with two clients and engaged in prostitution activities while
11 CW#1 had one client scheduled to meet her in order to engage in
12 prostitution activities but this client never arrived.

13 24. White stated that on the return trip from the
14 Pittsburgh, Pennsylvania area back to the Cleveland, Ohio area,
15 she elected to travel by herself via a bus, and believed that
16 "Tubbs", Barfield and CW#1 traveled from the Pittsburgh,
17 Pennsylvania area back to the Cleveland, Ohio area together in
18 "Tubbs'" vehicle.

19 25. White stated that all of "Tubbs'" prostitutes,
20 including CW#1, charged the same amount of money to engage in
21 sexual conduct with clients. White stated they all charged a
22 client \$100.00 for 30 minutes of sexual interaction with them or
23 \$180.00 for 60 minutes of sexual interaction with them. White
24 stated that all of "Tubbs'" prostitutes provided him with 50% of
25 their earnings.

26 26. White stated that Barfield utilized the cellular
27 telephone number of 216-688-xxxx. White also stated that this
28 was the cellular telephone number which CW#1 also used because
29 CW#1 didn't have a cellular telephone of her own.

27. White stated that she was aware that CW#1 had engaged in prostitution with approximately 50 clients.

28. White believed that "Tubbs" and Barfield had both engaged in sexual conduct with CW#1.

29. On January 3, 2012 Ernest McClain, aka "Tubbs", was located, and arrested, by law enforcement officers at the Ramada hotel, 28600 Ridgehills Drive, Wickliffe, Ohio 44092. McClain was observed driving a green colored Mercury Mountaineer vehicle. McClain was charged with compelling prostitution and placed into the Wickliffe Police Department jail.

30. A search of LEADS for Ernest McClain, date of birth XX/XX/1985, resulted in a match for an individual with a social security number 299-xx-xxxx. This query also revealed that McClain had a 1997 Mercury vehicle registered to him.

31. Based on the information contained herein, there is probable cause to believe that Ernest F. McClain did in a matter within the jurisdiction of the executive branch of the Government of the United States of America knowingly transport a individual who has not attained the age of 18 years in interstate or foreign commerce with intent that the individual engage in prostitution in violation of Title 18, USC, § 2423(a).

Charles Sullivan
Special Agent
FBI

Subscribed and sworn to before me this 10th day of
January 2012.

Gregory A. White
United States Magistrate Judge